

HOUSE BILL No. 1266

DIGEST OF INTRODUCED BILL

Citations Affected: IC 9-13-2-60; IC 14-8-2-185.

Synopsis: Off road vehicles used for construction purposes. Adds a 3, 4, or 6 wheeled construction related motor vehicle that is: (1) capable of cross-country travel without the benefit of a road and on or immediately over land, water, snow, ice, marsh, swampland, or other natural terrain; and (2) used primarily for construction related purposes; to the definition of "farm wagon" for purposes of the operation of the motor vehicle on highways.

Effective: July 1, 2010.

Friend, Wolkins, Grubb

January 12, 2010, read first time and referred to Committee on Roads and Transportation.

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Second Regular Session 116th General Assembly (2010)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

HOUSE BILL No. 1266

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 9-13-2-60, AS AMENDED BY P.L.150-2009,
2 SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2010]: Sec. 60. (a) "Farm wagon" means ~~either~~ **any** of the
4 following:

5 (1) A wagon, other than an implement of agriculture, that is used
6 primarily for transporting farm products and farm supplies in
7 connection with a farming operation.

8 (2) A three (3), four (4), or six (6) wheeled motor vehicle with a
9 folding hitch on the front of the motor vehicle, manufactured with
10 seating for not more than four (4) individuals, that is used
11 primarily:

12 (A) to transport an individual from one (1) farm field to
13 another, whether or not the motor vehicle is operated on a
14 highway in order to reach the other farm field;

15 (B) for the transportation of an individual upon farm premises;
16 or

17 (C) for both purposes set forth in clauses (A) and (B).



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(3) A three (3), four (4), or six (6) wheeled construction related motor vehicle, capable of cross-country travel:

(1) without the benefit of a road; and

(2) on or immediately over land, water, snow, ice, marsh, swampland, or other natural terrain;

that is used primarily for construction related purposes.

(b) The term includes a motor vehicle described in subsection (a)(2) that is used for the incidental transportation of farm supplies or farm implements at the same time it is used for the transportation of an individual.

SECTION 2. IC 14-8-2-185, AS AMENDED BY P.L.150-2009, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 185. (a) "Off-road vehicle", for purposes of IC 14-16-1 and IC 14-19-1-0.5, means a motor driven vehicle capable of cross-country travel:

(1) without benefit of a road; and

(2) on or immediately over land, water, snow, ice, marsh, swampland, or other natural terrain.

(b) The term includes the following:

(1) A multiwheel drive or low pressure tire vehicle.

(2) An amphibious machine.

(3) A ground effect air cushion vehicle.

(4) Other means of transportation deriving motive power from a source other than muscle or wind.

(c) The term does not include the following:

(1) A farm vehicle being used for farming, including, but not limited to, a farm wagon (as defined in IC 9-13-2-60(a)(2)).

(2) A vehicle used for military or law enforcement purposes.

(3) A construction, mining, or other industrial related vehicle used in performance of the vehicle's common function, **including, but not limited to, a farm wagon (as defined in IC 9-13-2-60(a)(3)).**

(4) A snowmobile (as defined by section 261 of this chapter).

(5) A registered aircraft.

(6) Any other vehicle properly registered by the bureau of motor vehicles.

(7) Any watercraft that is registered under Indiana statutes.

(8) A golf cart vehicle.

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